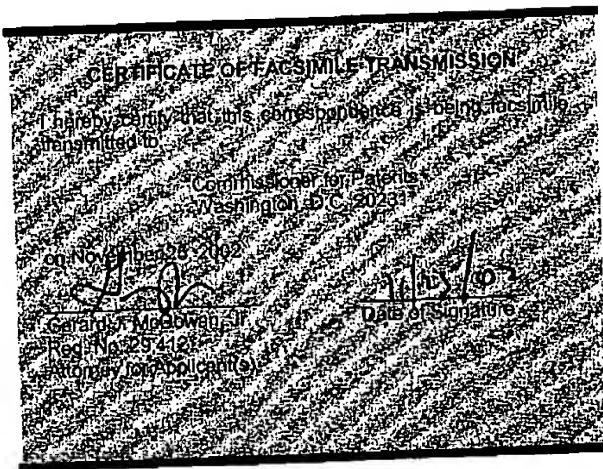


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11/25/02  
J. G. Butta



### **REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

(for Subsection (b) of 35 U.S.C. § 132, effective May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995))

Attorney Docket No.: F3238(C)  
 Applicant: Bakker et al.  
 Serial No.: 09/577,306  
 Filed: May 24, 2000  
 For: Process and Apparatus for Production of a Frozen Food Product  
 UNUS No.:

Group Art Unit: 1723  
 Examiner: D. Sorkin

To: Commissioner for Patents  
 12/04/2002 6BUTLER, JENNIFER A. 1115 09577306  
 Box: Patent Application  
 Washington, D.C. 20231  
 01 FC:1801 740.00 01

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Red. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

#### APPLICATION ELEMENTS

##### 1. Submission required under 37 C.F.R. § 1.114

- a.  Previously submitted
  - i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on July 24, 2002  
 (Any unentered amendment(s) referred to above will be entered)
  - ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
  - iii.  Other
- b.  Enclosed
  - i.  Amendment/Reply
  - ii.  Affidavits(s)/Declaration(s)
  - iii.  Information Disclosure Statement (IDS)
    - a.  PTO-1449
    - b.  Copies of IDS citations
  - iv.  Other

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**2. Miscellaneous**

a.  Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of two months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required).  
b.  Other

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**3. Fees** (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.)

a.  The director is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account No. 12-1155.

- i.  \$740.00 (RCE fee required under 37 C.F.R. § 1.17(e))
- ii.  Extension of time fee (37 C.F.R. § 1.136 and 1.17)
- iii.  The Commissioner is hereby authorized to charge any additional fees, which may be required to our Deposit Account No. 12-1155.

**4. Correspondence Address:**

CUSTOMER NUMBER: 000201

Respectfully submitted,



Gerard J. McGowan  
Attorney of Record  
Reg. #29,412

GJM/pod  
(201) 840-2297

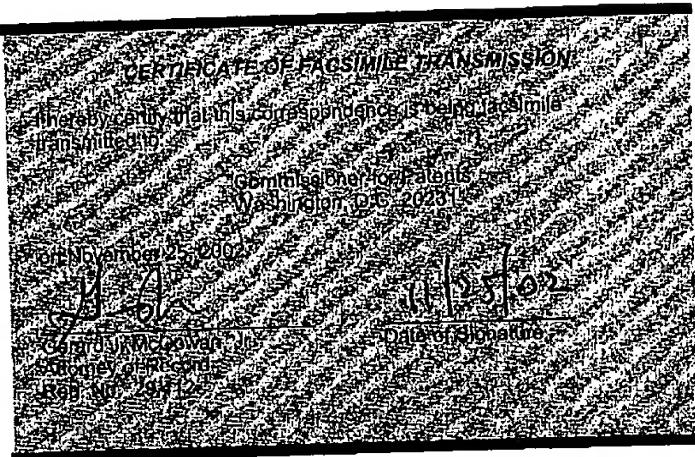
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1004  
10/24/02  
J. Smith

## PATENT

CASE #F3238(C)  
UNUS #99-0334-UNI



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bakker et al.  
 Serial No.: 09/577,306  
 Filed: May 24, 2000  
 For: PROCESS AND APPARATUS FOR PRODUCTION OF A FROZEN  
 PRODUCT

Group: 1723  
 Examiner: D. Sorkin  
 Edgewater, New Jersey 07020

AMENDMENT

Commissioner for Patents  
 Washington, D.C. 20231

Sir:

Prior to considering the above application on the merits in this RCE, please amend the application as follows:

In the claims:

Please amend claim 20 as follows:

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